



COMMONWEALTH of VIRGINIA
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MEMORANDUM

TO: L. RICHARD MARTIN, JR.
Virginia Department of Social Services

FROM: ALLEN T. WILSON
Special Counsel

DATE: September 2, 2005

SUBJECT: Proposed Regulation 22 VAC 15-10-10 et seq.
Public Participation Guidelines

I have reviewed the attached proposed regulation to determine if the Child Day Care Council (“Council”) has the statutory authority to promulgate the proposed regulation and if the proposed regulation comports with applicable state law.

Virginia Code § 2.2-4007(D) requires “public participation guidelines for soliciting the input of interested parties in the formation and development of [the Council’s] regulations.” It appears that the Council has the authority to promulgate the proposed regulation, subject to compliance with the provisions of Article 2 of the Administrative Process Act and Executive Order 21 (2002).

If you have any questions, please feel free to call me at 786-0095.

Attachment